A. SIDNEY KATZ

RICHARD L. WOOD ERIC C. COHEN JOSEPH R. MARCUS GERALD S. SCHUR GERALD T. SHEKLETON JAMES A. SCHEER DANIEL R. CHERRY ROBERT B. BREISBLATT

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OF COUNSEL LAURIE A. HAYNIE JAMES J. MYRICK THOMAS R. VIGIL

DONALD L. WELSH (1925-1998)

· ALSO ADMITTED IN DISTRICT OF COLUMBIA

August 28, 2003

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Re:

Patent Application of Kevin L. Parsons

Serial No. 10/616,441 Filed: July 9, 2003

LED FLASHLIGHT WITH TRANSLUCENT PANEL

(AS AMENDED)

Our File No. 8342-89538(C4)

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First-Class Mail in an envelope addressed to: Commissioner for Patents, P.O Box 1450, Arlington, Virginia 22313-1450, on this date. Aksalaa

August 28, 2003

Date Eric D. Cohen, Reg. No. 38,110

Dear Sir:

Enclosed herewith are the following:

- Transmittal Letter (in duplicate); 1.
- Information Disclosure Statement (in duplicate); 2.
- Form PTO-1449 (in duplicate); 3.
- Ninety (90) U.S. references; 4.
- Four (4) foreign references; and 5.
- Nineteen (19) other documents; 6.
- 7. Postcard.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 23-0920.

Very truly yours,

WELSH & KATZ, LTD.

By

Eric D. Cohen

SEP 0 2 2003 IN TO

a)

Docket: 89538(C4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applica	ınt:	Kevin L. Parsons	Group Art Unit:	
Serial N	lo.:	10/616,441	Examiner:	Not Yet Assigned
For:		LED FLASHLIGHT WITH TRANSLUCENT PANEL (AS AMENDED)	Filed:	July 9, 2003
Confirm	nation No). 		
		INFORMATION DISCLOS	SURE STATE	MENT
[X] 1		Pursuant to 37 CFR 1.97(b) [within 3 months of filing or prior	to 1 st Office Actio	n]
[]2		Certification Pursuant to 37 CFR 1.97(c) . [before Final Office Action or Allo	owance]	
[]3		Fee Payment Pursuant to 37 CFR 1.97(c) [before Final Office Action or Allo	owance]	
[]4		Petition, Certification & Petition Fee Payme [before issue fee payment]	ent Pursuant to 37	CFR 1.97(d)
P.O. Bo	x 1450	or Patents inia 22313-1450		
SIR:				
	The foll	owing are submitted in the above identified a	application in com	pliance with 37 CFR 1.97 & 1.98:
[X] 5		f documents on Form PTO-1449 together wincise explanation of each non-English language		
This pap	per is sub	mitted in accordance with:		
[X] 6	37 CFR	1.97(b): [within 3 months of filing or prior t	to 1 st Office Action	1]
[]7	37 CFR	1.97(c): [before Final Office Action or Allo	wance, whichever	is earlier]; and
	[]8	The required certification made in item 11 b	elow; or	
	[]9	The \$180.00 fee specified in 37 CFR § 1.17 Disclosure Statement is authorized in item 1		of this Information
[]10	37 CFR	1.97(d): [before issue fee payment]; and		

This is a petition for consideration of the subject Information Disclosure Statement. The petition fee (\$180.00) required by 37 CFR 1.17(i)(l) is authorized in item 14 below. (Direct this letter to:

		"Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch, Date of Allowance"), and
	b)	The required Certification is stated in item 11 below.
[]11	Certific	ation
	[]12	Each item of information in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or

- [] 13 No item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.
- [X] 14 Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to Deposit Account No. 23-0920. An original and one (1) copy of this document are enclosed.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references or to whether the references are considered "analogous art." This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or 103. This Information Disclosure Statement shall not be construed as an admission that the statement or cited references are, or are considered to be, material to the patentability under 37 C.F.R. Section 1.97(h).

Respectfully submitted,

WELSH & KATZ, LTD.

Eric D. Cohen Reg. No. 38,110

WELSH & KATZ, LTD. 120 South Riverside Plaza 22nd Floor Chicago, IL 60606 (312) 655-1500 August 28, 2003

CERTIFICATE OF MAILING

I hereby certify that his paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this date:

August 28, 2003

Date

Eric D. Cohen, Esq. Registration No. 38,110 Attorney for Applicant

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	762,720	6/14/04	Hubert					
	1,047,525	12/17/12	Hubert					
	1,315,457	9/9/19	Benedict					
	1,436,340	11/21/22	Gallagher					_
	1,866,600	7/12/32	Rauch	**************************************				
	2,249,692	7/15/41	Gelardin					
	2,412,056	12/3/46	Mosch					
	2,465,114	3/22/49	Oury					
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	GB 2,314,150 A	12/17/97	United Kingdom (S	inclair)				
	OTHER DO	CUMENTS (Ir	ncluding Author, Title,	Date, Pertinent	Pages, E	tc.)		
	Lumatec 1997 Holida	y Collection C	atalog					
	Lumatec Wholesale F	Price List (9/1/	97)					
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	Lumatec Fall 1997 Ne	ewsletter			<u></u>			

Date Considered

Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner

*Examiner:

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	2,714,152	7/26/55	Ackerman					
	2,762,907	9/11/56	Schwartz					
	2,889,450	6/2/59	Nordquist					
	3,057,992	10/9/62	Baker					
	3,085,149	4/9/63	Giwosky					
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-	3,119,564	1/28/64	Zalman					
	3,256,428	6/14/66	Schwartz		<u></u>			
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	Alleged Photograph of	Lumatec Tin	yMite Flashlight				_	
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	Chicago Miniature Lar	np, Inc., catal	og pages, 1998					
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Form PTO-14 (Rev. 8-88)			nt of Commerce demark Office	Attorney Dock 8342-89	cet No. 538 (C4)	Se	erial No. 10/616,4	141
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	3,330,949	7/11/67	Bush					
	3,345,508	10/3/67	Sze-Yuen Chung					<u>.</u>
	3,359,411	12/19/67	Schwartz					
	3,589,155	6/29/71	Kamp					
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	3,732,414	5/8/73	Franc					
	3,804,307	4/16/74	Johnston					
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	Snaptron, Inc., catalog	pages, 2000						
:	Photon Micro-Light an	d LRI Compa	ny Profile, March 21, 2	001				
	Lifestyle Fascinations	Catalog (Late	e Summer 2001), two	pages bearing (Bates No:	s. LL 00179	92 - LL 001	793
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	3,860,847	1/14//75	Carley					
	3,866,035	2/11/75	Richey					
	3,870,843	3/11/75	Witte					
	3,913,362	10/21/75	Goessling					
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	4,101,955	7/18/78	DuNah					
	4,122,510	10/24/78	Halliday					
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	"Hiyoshi 'Frosted' LED) Globes Doc	constive Lamp with Fig	/e Ruilt-In LEDs	" two pag	les hearing	<u> </u>	
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		4,129,899	12/12/78	Dunbar						
		4,164,132	8/14/79	Loman						
		4,210,953	7/1/80	Stone						
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····		4,242,724	12/30/80	Stone						
		4,261,026	4/7/81	Bolha	_					
		4,276,582	6/30/81	Burnett						
		4,303,966	12/1/81	Wolter						
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		"Hiyoshi Frosted-LED	Lamp" Brochu	ıre bearing Bates Nos.	LL 001609 – Ll	001624				
		International Standard	Miniature La	imps						
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Form PTO-144 (Rev. 8-88)			nt of Commerce demark Office	Attorney Docl 8342-89	ket No. 538 (C4)	Seri	al No. 10/616,4	41
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	4,336,574	6/22/82	Goodman					
	4,346,329	8/24/82	Schmidt					
	4,392,186	7/5/83	Cziment					
	4,398,237	8/9/83	Doyel					
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	4,422,131	12/20/83	Clanton et al.					
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	4,433,365	2/21/84	Rousseau						
	4,517,627	5/14/85	Bradford						
	4,521,833	6/4/85	Wolter						
	D285,989	10/7/86	MacDonald						
	D290,518	6/23/87	Rakocy et al.	* ***					
	4,731,712	3/15/88	Amthor						
	4,768,138	8/30/88	Leopoldi et al.						
	4,893,222	1/9/90	Mintzer						
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	5,008,784	4/16/91	Wang						
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	5,143,442	9/1/92	Ishikawa et al.						
	5,158,356	10/27/92	Guthrie						
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	5,181,927	1/26/93	Song					
	D337,200	7/13/93	Keller					
	5,285,586	2/15/94	Goldston et al.					
	5,386,351	1/31/95	Tabor					
	5,457,613	10/10/95	Vandenbelt et al.					
	5,463,539	10/31/95	Vandenbelt et al.					
	5,465,197	11/7/95	Chien					
	5,475,368	12/12/95	Collins					
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	5,541,817	7/30/96	Hung						
	D372,356	8/6/96	Marguerite						
	5,617,751	4/8/97	Song						
	D381,803	8/5/97	Crego						
	5,730,013	3/24/98	Huang						
	D394,345	5/19/98	Marguerie						
	D400,326	10/27/98	Fisher						
	D401,371	11/17/98	Chen						
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